

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY CA D.C.

05 SEP -2 PM 4: 21

UNITED STATES OF AMERICA )

Plaintiff, )

VS )

JOHN KNOX )

Defendant. )

CR. NO. 04-20134-M1

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD OF TENNESSEE

ORDER ON JURY VERDICT

This cause came on for trial on August 29, 2005, the United States Attorney for this District, David Pritchard, representing the Government, and the defendant, John Knox, appearing in person and with counsel, Handel Durham.

Jurors were selected and sworn. After listening to opening statements, all of the proof, closing arguments and jury charge, the jurors were excused to begin deliberation.

After due deliberation, the jury returned in open court on September 1, 2005, and announced a verdict of GUILTY as to Count 4 of the Indictment. The jury was not able to reach a verdict as to Counts 1, 2, 3 and 5 of the Indictment.

Jurors were polled individually.

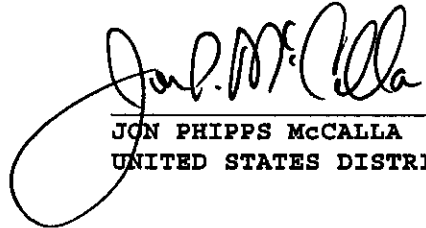
The **SENTENCING HEARING** as to Count 4 is **SET** on **THURSDAY, DECEMBER 1, 2005** at **9:00 A.M.** in Courtroom Number 4, 9<sup>th</sup> Floor, before Judge Jon Phipps McCalla.

A mistrial was declared as to Counts 1, 2, 3 and 5 and those counts were set for Friday, September 23, 2005 at 9:00 A.M. for Report with a trial date of Monday, October 3, 2005 at 9:30 A.M.

As to Counts 1, 2, 3 and 5, the period from September 16, 2005 through October 14, 2005 is excludable under 18 U.S.C. § 3161(h)(8)(A) because the ends of justice outweigh the need for a speedy trial.

Defendant was remanded to the custody of the United States Marshal.

ENTERED this the 2 day of September, 2005.



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JON PHIPPS McCALLA  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 77 in case 2:04-CR-20134 was distributed by fax, mail, or direct printing on September 6, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT